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Attorney For Plaintiffs, DAREN HEATHERLY
 and IRMA RAMIREZ, each an individual,

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DAREN HEATHERLY and IRMA
 RAMIREZ, each an individual,

 Plaintiffs,

 v.
 LA VICTORIA BAKERY
 CORPORATION, INC., a California
 Corporation; VENG, INC., a California
 Corporation dba VENG,
 THOROBREAD; GABRIEL
 MALDONADO, an individual dba LA
 VICTORIA BAKERY; JAMIE
 MALDONADO, an individual dba LA
 VICTORIA BAKERY and
 THOROBREAD; SABIN PAUL SPEISER,
 an individual dba THOROBREAD; and
 GABRIEL MALDONADO and SUSANA
 E. MALDONADO, Trustees of the
 MALDONADO FAMILY LIVING
 TRUST, dated March 30, 2000,

 Defendants.

CASE NO. CV-11-3088-DMR

**STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER THEREON**

The parties, by and through their respective counsel, stipulate to dismissal of this action
 in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

1 Outside of the terms of the Settlement Agreement and General Release (“Agreement”) herein,
 2 each party is to bear its own costs and attorneys’ fees. The parties further consent to and request
 3 that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian*
 4 *Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over
 5 enforcement of settlement agreements).

6 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
 7 their designated counsel that the above-captioned action become and hereby is dismissed with
 8 prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

9 As to defendants LA VICTORIA BAKERY CORPORATION, INC., a California
 10 Corporation; VENG, INC., a California Corporation dba VENG, THOROBREAD; and
 11 SABIN PAUL SPEISER, an individual dba THOROBREAD, Plaintiffs filed a Notice of
 12 Voluntary Dismissal on December 7, 2011. *See Document #10*

13 This stipulation may be executed in counterparts, all of which together shall constitute
 14 one original document.

15
 16 Dated: August 8, 2012

THOMAS E. FRANKOVICH
 A PROFESSIONAL LAW CORPORATION

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 18 By: /s/ Thomas E. Frankovich
 Thomas E. Frankovich
 19 Attorney for DAREN HEATHERLY and IRMA
 20 RAMIREZ, each an individual

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1 Dated: August 8, 2012

Law Office of Jason G. Gong
A Professional Corporation

3 By: /s/ Jason G. Gong

Jason G. Gong

4 Attorney for Defendants GABRIEL
MALDONADO and SUSANA E. MALDONADO,
5 Trustees of the MALDONADO FAMILY LIVING
TRUST, dated March 30, 2000,

7
8 **ORDER**

9 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
10 Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the
11 purpose of enforcing the parties' Settlement Agreement and General Release should such
12 enforcement be necessary

13 Dated: August 13, 2012

